

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Heinz FOCKE, et al.

Appln. No.: 10/533,240

Group Art Unit: 3727

Confirmation No.: 7061

Examiner: Not Yet Assigned

Filed: November 28, 2005

For: HINGE-LID PACKET FOR CIGARETTES

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached Form PTO/SB/08 A & B (modified) and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

Copies of the listed non-U.S. patent documents are submitted herewith. In accordance with 37 C.F.R. § 1.98(a)(2)(i), the undersigned is not submitting a copy of the cited U.S. patent 1,847,515.

Applicant is also not submitting a copy of DE 10047447 cited in the Russian Office Action since this reference was previously submitted with the IDS filed on April 29, 2005.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

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filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 CFR §1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a counterpart Russian Office Action citing such documents, together with an English-language version of that portion of the Office Action indicating the degree of relevance found by the Russian Patent Office.

The submission of the listed document is not intended as an admission that such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove the listed document as a competent reference against the claims of the present application.

Respectfully submitted,

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